

UNITED STATES DISTRICT COURT

DISTRICT OF NEW MEXICO

CORRECTED Clerk's Minutes

Before the Honorable Judith C. Herrera

CASE NO. CR 17-370 JH

DATE: AUGUST 10, 2017

TITLE: *USA v. Imad Aysheh, Iyad Aysheh, Nedal Aysheh, Raed Aysheh & Nael Ali*

COURTROOM CLERK: I.Duran

COURT REPORTER: M. Loughran

COURT IN SESSION: 1:34 P.M.

COURT IN RECESS: 1:54 P.M.

TOTAL COURT TIME: 20 minutes

TYPE OF PROCEEDING: Hearing on Defendants' Unopposed Motion to Designate Case Complex [Doc. 57]

COURT'S RULINGS/DISPOSITION: Ct. grants Defendants' Unopposed Motion to Designate Case Complex [Doc. 57]. Ct. directs counsel to confer and submit a Scheduling Order.

ATTORNEYS PRESENT FOR PLAINTIFF(S):

Kristopher Houghton

ATTORNEYS PRESENT FOR DEFENDANT(S):

Theresa M.Duncan for Imad Aysheh

Charles N. Fisher for Iyad Aysheh

Todd Burce Hotchkiss for Nedal Aysheh

Randy Sue Pollock (telephonically) for Raed Aysheh

Jerry D. Herrera for Nael Ali

PROCEEDINGS:

1:34 P.M. Court in Session. Court calls case.

1:34 P.M. Counsel enter their appearances. Counsel Randy Pollock appears telephonically. Counsel for Defendants Iyad Aysheh, Raed Aysheh, & Nael Ali's waive the presence of each defendant.

1:36 P.M. Ct. states purpose of hearing. Ct. hears from counsel.

1:37 P.M. Defense counsel Charles Fisher makes argument to declare case complex.
Counsel Fisher provides information status of discovery & additional discovery forthcoming.

1:39 P.M. Ct. makes inquiry re: scheduling order & which attorney will be the lead counsel.

1:39 P.M. Mr. Fisher responds.

1:40 P.M. Govt. Kris Houghton concurs and joins in with the defendants' motion to declare case complex & states reasons.

1:41 P.M. Ct. makes inquiry re: time frame of trial date.

1:45 P.M. Govt. responds.

1:46 P.M. Ct. makes further inquiry re: trial date. Ct. directs counsel to confer re: scheduling order.

1:47 P.M. Counsel Mr. Herrera responds & states reasons why case may not be ready for trial and states trial may be ready in a year from now.

1:48 P.M. Ct. makes further inquiry.

1:49 P.M. Ms. Duncan informs the Court of his client's health and states her scheduling conflicts during the months of Jan – March, 2018 and July – September, 2018.

1:50 P.M. Ct. grants the defendants' unopposed motion to declare case complex. Ct. directs counsel to submit a scheduling order. Ct. makes additional inquiry.

1:52 P.M. Theresa Duncan responds re: defendant's understanding & speedy trial rights.

1:52 P.M. Todd Hotchkiss also responds & notes that he has not spoken to his client.

1:53 P.M. Ct. excuses Govt's attorney from courtroom. Defense counsel Todd Hotchkiss also excused. Ct. meets with defense counsel re: CJA matters (off record).

1:54 P.M. Ct. in recess.